

PLAINTIFF	§	IN THE DISTRICT COURT
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	§	
V.	§	
	§	14TH JUDICIAL DISTRICT
DEFENDANT	§	
	§	
	§	
	§	
	§	STATE OF TEXAS

**UNIFORM SCHEDULING ORDER (LEVEL 3)**

In accordance with Rules 166, 190 and 192 of the Texas Rules of Civil Procedure, the Court makes the following order to control the schedule of this cause.

1. This case will be ready and is set for jury/non-jury trial on **XXXXXXXX, at 9:30 a.m.** (the “Initial Trial Setting”). All counsel of record as well as all parties are required to appear at the Initial Trial Setting. Reset or continuance of the Initial Trial Setting will not alter any deadlines established in this Order or established by the Texas Rules of Civil Procedure unless otherwise provided by order. If not reached as set, the case may be carried to the next week. **FAILURE TO COMPLY WITH THE DEADLINES CONTAINED HEREIN SHALL NOT SUPPORT A MOTION TO CONTINUE THIS MATTER.**

2. Pretrial matters will be complete by the following dates:

- a. amended pleadings asserting new causes of action or defenses
 

120 days before the Initial Trial Setting	DECEMBER 07, 2020
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- b. fact discovery closes
 

105 days before the Initial Trial Setting	DECEMBER 22, 2020
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- c. party seeking affirmative relief Shall designate experts and must provide reports
 

105 days before the Initial Trial Setting	DECEMBER 22, 2021
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- d. party opposing affirmative relief shall designate experts and must provide reports
 

90 days before the Initial Trial Setting	JANUARY 06, 2021
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- e. party seeking affirmative relief shall designation of rebuttal experts and must provide reports
 

75 days before the Initial Trial Setting	JANUARY 21, 2021
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- f. all expert discovery closes
 

45 days before the Initial Trial Setting	FEBRUARY 19, 2021
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- g. other amended pleadings
 

45 days before the Initial Trial Setting	FEBRUARY 19, 2021
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Amended pleadings responsive to timely filed pleadings under this schedule may be filed after the deadline for amended pleadings if filed within two (2) weeks after the pleading to which they respond. Except by agreement of the party, leave of court, or where expressly authorized by the Texas Rules of Civil Procedure, no party may obtain discovery of information subject to disclosure under Rule 194 by any other form of discovery. **Except with leave of court, TRCP 166a(c) motions must be heard no later than ninety (90) days before trial.**

3. Any objection or motion to exclude or limit expert testimony due to qualification of the expert or reliability of the opinions must be filed no later than seven (7) days after the close of expert discovery, or such objection is waived. Any such objection not heard 30 days prior to the Initial Trial Setting is waived. Any motion to compel responses to discovery (other than relating to factual matters arising after the end of fact discovery) must be filed no later than seven (7) days after the close of fact discovery or such complaint is waived, except for the sanction of exclusion under Rule 193.6.

4. Each side may have 60 hours of depositions and each party may have 50 interrogatories, subject to the conditions of Rule 190.3(b)(2) and (3).

5. No additional parties may be joined more than eight (8) months after the commencement of this case except on motion for leave showing good cause. This paragraph does not otherwise alter the requirements of Rule 38. The party joining an additional party shall serve a copy of this Order on the new party concurrently with the pleading joining that party.

6. No Motion or Brief filed with the Court may exceed 25 one-sided pages in length. Only one appendix, also limited to 25 one-sided pages in length may be filed supporting any Motion or Brief. The use of any font less than 12 point, or margins less than 1" on each side of a page is hereby prohibited. Additionally, the use of reduced, multiple pages (i.e.: Min-u-script) is hereby prohibited. Permission to file a brief in excess of these page limitations may be granted with leave of the Court upon a showing of compelling reasons. Orders for leave must list each document and page length of each document to be filed.

7. The parties shall mediate this case no later than 30 days before trial, unless otherwise provided by Court order. All parties must appear in person for mediation. **Parties shall mediate with \_\_\_\_\_.**

8. Fourteen (14) days before the Initial Trial Setting, the parties shall exchange designations of deposition testimony to be offered in direct examination and a list of exhibits, including any demonstrative aids and affidavits, and shall exchange copies of any exhibits not previously produced in discovery; over designation is strongly discouraged and may be sanctioned. Except for records to be offered by way of business record affidavits, each exhibit must be identified separately and not by category or group designation. Ten (10) days before the Initial Trial Setting, the parties shall exchange in writing their objections to the opposing party's proposed exhibits, including objections under Rule 193.7, and deposition testimony. On or before ten (10) days before the Initial Trial Setting, the attorneys in charge for all parties shall meet in person to confer on stipulations regarding the materials to be submitted to the Court under this paragraph and attempt to maximize agreement on such matters. By 4 p.m. on the Thursday before the Initial Trial Setting, the parties shall file with the Court the materials stated in Rule 166(d)-(m), an estimate of the length of trial, designation of deposition testimony to be offered in direct examination, and any motions in limine. Failure to file such materials may result in dismissal for want of prosecution or other appropriate sanction.

\*\*\*Note that deadlines contained herein which refer to the Initial Trial Setting or of the date of filing shall **NOT** change when the trial setting is moved unless specifically noted in an Order of this Court.\*\*\*

Plaintiff/Plaintiff's counsel shall serve a copy of this order on any currently named defendants answering after the date of this order.

**DEADLINES SET FORTH BY THE COURT IN THIS ORDER MAY NOT BE AMENDED EXCEPT BY LEAVE OF THIS COURT.**

SIGNED: \_\_\_\_\_

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**District Judge**

cc: Counsel of Record/Pro Se Parties and Mediator